



भारत का राजपत्र

The Gazette of India

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं० 20] नई विल्सो, शनिवार, जुलाई 15, 1978 (आषाढ़ 24, 1900)

No. 20] NEW DELHI, SATURDAY, JULY 15, 1978 (ASADHA 24, 1900)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

भाग III—खण्ड 3 PART III—SECTION 3

लघु प्रशासनों से सम्बन्धित अधिसूचनाएं Notifications relating to Minor Administrations

ADMINISTRATION OF DADRA AND NAGAR HAVELI

Silvassa, the 26th June 1978

Read :—Order No. ADM/SUP/937 dated 16th May, 1966.

O R D E R

No. ADM/SUP/1015.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the order of the Government of India, Ministry of Agriculture (Department of Food) published under GSR. 316 dated 20-6-1972 in the Gazette of India Extraordinary (Part II, section 3, sub-section (i) dated June, 20, 1972, and with the prior concurrence of the Central Government, the Administrator, Dadra and Nagar Haveli, do hereby amend the Dadra and Nagar Haveli Foodgrains Dealers Licensing order, 1966, namely :—

1. Short title :—This order may be called The Dadra and Nagar Haveli Foodgrains Dealers Licensing amendment order, 1978.

2. It shall come into force from the date of its publication in the Government of India Gazette.

3. In the Dadra and Nagar Haveli Foodgrains Dealers Licensing order, 1966 (hereinafter referred to as the principal order) after clause 8, the following second proviso shall be added :—

"Provided further that on contravention of any of the provisions of this order, the Licensing Authority may during the pendency or in contemplation of a proceeding, suspend the licence for a period not exceeding ninety days without giving an opportunity to the licensee of stating his case".

By order of the Administrator,
Sd/-

Secretary to the Administrator
Dadra & Nagar Haveli, Silvassa

Issued
Purchase & Supply Officer,
Dadra and Nagar Haveli,
Silvassa.

ADMINISTRATION OF DADRA AND NAGAR HAVELI

Silvassa, the 26th June 1978

Read :—(1) Notification No. GSR/316(E) dated 20-6-72 issued by the Government of India, Ministry of Agriculture (Department of Food), New Delhi.

(2) Order No. ADM/SUP/1287 dated 24-11-77 of the Administration of Dadra & Nagar Haveli.

O R D E R

No. ADM/SUP/1014.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with GSR-316 (E) dated 20-6-72 and clause 3 of the Central Government's Pulses, Edible oilseeds & Edible oils (Storage Control) order, 1977, and with the prior concurrence of the Central Government, the Administrator, Dadra and Nagar Haveli, do hereby amend the Dadra and Nagar Haveli Pulses & Edible oils Dealers Licensing order, 1977 as follows, namely :—

In this order

1. In clause 1 (1) of licensing order dated 24-11-77, "The Pulses, Edible oilseeds & Edible oil Dealers Licensing order, 1977" shall be substituted for the words "The Pulses & Edible oils Dealers Licensing order 1977".

2. In clause 8, clause 15 (1) (i) (ii) & (2), in Form A, Form B-clause 1, 2, 5, 7, 8, 11, & Form C, the word "Edible oils seeds" after word "Pulses" shall be added.

3. In clause 2, the following clauses shall be substituted.

2 (b) "Dealer" means a person engaged in the business of purchases, sale or storage for sale of any pulses, edible oil seeds & Edible oils, whether or

- not in conjunction with any other business and includes his representative or agent;
- (e) "Pulses" means urad, moong, arhar, massor, lobia, raj-maha, gram including peas or any other Dal whether whole or split with or without husk.
- (f) "edible oils" means any oil used for cooking for human consumption and includes hydrogenated vegetable oils;
4. In clause 2, after sub-clause (h), the following definitions shall be added.
- (i) "Bulk consumer" means a hotel, restaurant, hotel, hospital or halwai;
- (j) "Commission agent" means a commission agent having in the customary course of business as such agent authority either to sell goods or to consign goods for the purpose of sale or to buy goods;
- (k) "primary mandi" in relation to pulses and edible oil seeds means a mandi where the farmers initially sell their produce;
- (l) "Producer" means a person carrying on the business of milling any of the pulses or expelling, extracting or manufacturing any edible oil,
- (i) by buying pulses or edible oilseeds for being processed by himself and selling the finished products to a wholesaler or through a commission agent, or
- (ii) by doing any of the processes of milling, expelling, extracting or manufacturing on behalf of another;
5. Clause 3, shall be substituted as under :—
3. Licensing of dealers :—After the expiration of a period of 15 days from the coming into force of this clause, no person shall carry on business as a dealer in Pulses, edible oil seeds or in edible oils except under and in accordance with the terms & conditions of a licence granted under the order if the stock of Pulses, edible oil seeds and edible oils in his possession exceeds the quantities on any one day as specified below.
- (1) Pulses—10 quintals all pulses taken together.
- (2) Edible oils including hydrogenated vegetable oils.—5 quintals for all edible oils including hydrogenated vegetable oils taken together.
- (3) Edible oil seeds including groundnut in shell.—30 quintals of edible oil seeds.
6. Clause 4 shall be substituted as under :—
4. Restriction on possession of pulses, edible oilseeds, and edible oils.
- (1) No dealer shall, after a period of fifteen days from the coming into force of this clause, either by himself or any person on his behalf, store or have in his possession at any time any pulses, edible oilseeds or edible oils in excess of the quantities specified below :

Category of cities	Stock limit in Qtl. in the case of		Remarks
	Wholesaler	Retailer	
(i) Pulses Category 'B' cities	750	40	All Pulses taken together.
(ii) Edible oilseeds including ground-nut in shell Category 'B' cities	1000	75	All edible oil seeds taken together 2. For Groundnut kernel or seed, 75% of the limit specified shall apply.
(iii) Edible oils including hydrogenated vegetable oils. Category 'B' cities	600	15	All edible oil including hydrogenated vegetable oil.

"Provided that where a dealer is also carrying on business as a producer or commission agent, he shall be entitled to retain the stock limits specified in this sub-clause for each such business if such business and accounts thereof are kept separate and distinct from one another.

Provided further that no producer specified in column (1) of the Table below shall store or have in his possession at any time unmilled pulses edible oilseeds or mustard seeds, as the case may be, in excess of the quantity specified in the corresponding entry in column (2) of the said table, and he shall not hold the finished stock in excess of the quantity specified in the corresponding in column (3) of the said Table.

TABLE

Producer	Quantity of unmilled pulses, edible oilseeds or mustard seeds		Quantity of finished stocks, namely, milled pulses oil or mustard oil	
	(1)	(2)	(3)	
1. Producer of pulses	Producer who is carrying on business on the commencement of this order	Producer who has commenced production after the commencement of this order	Producer who is carrying on business on the commencement of this order	Producer who has commenced production after the commencement of this order
	One-twelfth of the maximum quantity of pulses used by him in any of the three years ending on the 31st day of October, 1977	For a period of one year from the date of commencement of his production, one twelfth of the quantity of pulses that would be required for producing a quantity equal to his annual installed capacity.	One-twenty-fourth of his maximum production in any of the three years ending on the 31st day of October, 1977.	For a period of one year from the date of commencement of his production, one twenty-fourth of the quantity equal to his annual installed capacity.

1	2	3
2. Producer of edible oils, other than mustard oil.	One-eighth of the maximum quantity of edible oilseeds used by him in any of the three years ending on the 31st day of October, 1977	For a period of one year from the date of commencement of his production, one-eighth of the quantity of edible oilseeds that would be required for producing the quantity equal to his annual installed capacity.
3. Producer of Mustard oil.	One-twelfth of the maximum quantity of mustard seeds used by him in any of the three years ending on the 31st day of Oct. 1977.	For a period of one year from the date of commencement of his production, one-twelfth of the quantity of mustard seeds that would be required for producing the quantity of Mustard oil equal to his annual installed capacity.

Provided further that where any quantity of Pulses, edible oils or edible oilseeds is in transit, then, for the purpose of this sub-clause, such quantity shall be deemed to have been included in the stocks of the dealer in whom the property in such quantity is retained during such transit in accordance with the terms of any contract or agreement in pursuance of which the quantity is put in such transit.

Provided further that nothing in this clause shall apply to :—

- (a) the storage or possession of edible oilseeds and edible oils imported from abroad;
- (b) to a commission agent who does not retain any consignment of pulses or edible oilseeds received by him for a period exceeding fifteen days from the date of its receipt.

(2) Every dealer referred to in sub-clause (1) shall, immediately on the expiry of the period specified in that sub-clause, give intimation to the Collector regarding the stocks of any pulses, edible oilseeds or edible oils left with him or other person on his behalf in excess of the stocks prescribed in sub-clause (1) and such stocks shall not be disposed of by the dealer or other person except in accordance with the directions of the Collector.

7. In clause 14 (1) (d), the word "Court" appearing in tenth line from up in this clause shall be substituted by the word "Collector".

8. In sub-clause (2) of clause 15, the following shall be substituted.

15 (2) "The Administrator may, if he considers it necessary for avoiding any hardship or for any other just and sufficient reason, by notification in the official Gazette, exempt any producer, dealer or commission agent from the operation of all or any of the provisions of this order, either generally or for any specified period, subject to such conditions as may be specified in the notification;

Provided that no notification under this clause shall be issued except with the previous approval of the Central Government.

9. After clause 15, the following new clause 16 shall be added :—

16. Returns :—Every dealer referred to in clause 3, and every producer who holds in excess of the stock limits of pulses or edible oilseeds or edible oils specified for a retailer in clause 4 shall furnish a fortnightly return to such authority and in such manner as may be specified by the Administrator in this behalf by noti-

One-twelfth of his maximum production in any of the three years ending on the 31st day of October, 1977.

For a period of one year from the date of commencement of his production, one-twelfth of a quantity equal to his annual installed capacity

One-twenty-fourth of his maximum production in any of the three years ending on the 31st day of October, 1977

For a period of one year from the date of commencement of his production, one-twenty-fourth of a quantity equal to his installed capacity.

fication in the official Gazette in respect of such stocks of pulses, edible oilseeds and edible oils held by him.

The Schedule (See clause 4)
Category "B" cities

(having population of 3 lakhs and more but less than ten lakhs and capital cities of states and Union Territories.

1. The capital cities of states and Union Territories.

By order of the Administrator,
Sd/-

Secretary to the Administrator
Dadra & Nagar Haveli, Silvassa

Issued
Purchase & Supply Officer,
Dadra and Nagar Haveli,
Silvassa.

ADMINISTRATION OF
DADRA AND NAGAR HAVELI

Silvassa, the 22nd July 1978

No. ADM/LAW/SO.382(17)78.—In exercise of the powers conferred under Sub-Section (3) of section 1 of the Police (Incitement to Disaffection) Act, 1922 (Act 22 of 1922), the Administrator, Dadra and Nagar Haveli is pleased to appoint the 2nd August, 1978, to be the date on which the Police (Incitement to Disaffection) Act, 1922 (Act 22 of 1922) shall come into force in the Union Territory of Dadra and Nagar Haveli.

By order of the Administrator,
JANAK JUNEJA, Secy to the Admin.
Dadra and Nagar Haveli,
Silvassa.

ADMINISTRATION OF
DADRA AND NAGAR HAVELI

Silvassa, the 24th June 1978

Read :—(i) Notification No. ADM/LAW/12(85) dt. 1-7-65.
(ii) Order No. ADM/LAW/12(85), dt. 22-2-69.

ORDER

No. ADM/LAW/S.O.12(II)(18)78.—In partial modification of Notification/orders quoted in preamble (i) & (ii) above and in exercise of the powers vested to him under section 31 of Cattle Trespass Act, 1871 (1 of 1871), the Administrator, Dadra and Nagar Haveli hereby order to transfer

pond keeping work to panchayats of Dadra and Nagar Haveli and also further appoint the Panchayat Mantris as pond keepers for ponds situated in their respective jurisdiction.

2. The amount of fine leviable by pond keeper shall be the same as prescribed under notification quoted in preamble (i) above.

3. The amount of fine etc. realised shall be credited to respective Panchayat as provided vide Section 37(2)(a) of Dadra and Nagar Haveli Village Panchayat Regulation, 1965.

4. This order will take immediate effect.

By order of the Administrator,
JANAK JUNEJA, Secy to the Admn.
Dadra and Nagar Haveli,
Silyassa.

**ADMINISTRATION OF
DADRA AND NAGAR HAVELI**

Silvassa, the 26th July 1978

No. ADM/LAW/143(R) (19) 78.—The following draft amendment to the Dadra and Nagar Haveli Factories Rules, 1971, proposes to make in exercise of the powers conferred by section 41 of the Factories Act, 1948 (No. LXIII of 1948) is hereby published as required by section 115 of the said Act, for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken

into consideration after three months from the date of publication in the Government of India gazette;

Any objection or suggestion which may be received from any person with respect to the said draft Rules before the expiry of the period so specified will be considered by the Administrator, Dadra and Nagar Haveli, Silvassa.

DRAFT RULES

1. SHORT TITLE AND COMMENCEMENT:

- (i) These Rules may be called the Dadra and Nagar Haveli, Factories (amendment) Rules 1978.
 - (ii) They shall come into force from the date of its publication in the Government of India gazette.

2. In the Rule 62 the wording "No male" may be inserted in the beginning of the sentence.

3. In the schedule prescribed below Rule 62(1) (hereinafter referred to as the Principal Rules) after entry (e), the following entry shall be inserted at the end, namely:

(f) Adult male 75 Kilograms.

By order of the Administrator.

JANAK JUNEJA, Secy. to the Administrator
Dadra and Nagar Haveli,
Silvassa.